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## Facsimile

**To:** Mr. Andrew Hwa S. Lee - Examiner  
**Company:** US Patent and Trademark Office  
**City/Country:** VA, USA  
**Fax Number:** 1-703-872-9306  
**Phone Number:** 1-571-272-2419

**Date:** March 29, 2005  
**Re:** Supplemental Notice of Allowability  
**Total Pages:** 6 (including cover)  
**File Number:** V90012US  
**CopyTrak #:** V90012US 188

**Application No.:** 09/409,990  
**Applicant:** BEVAN, Stuart, F.  
**Filed:** September 30, 1999  
**TC/A.U.:** 2877  
**Examiner:** LEE, Hwa S.

**Docket No.:** V90012US  
**Customer No.:** 46087

Please find attached the following documents:

Transmittal Form; and

Letter.

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V90012US|VAN\_LAW 1676371

Agent's Docket No.: V90012US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: BEVAN, Stuart F.

Confirmation No.:

MAR 29 2005

Application No.: 09/409,990

Group Art Unit: 2877

Filed: September 30, 1999

Examiner: Andrew Hwa S. Lee

For: Controller For Oil Wells Using A Heated Probe Sensor

Customer No.: 46087

March 29, 2005,

Mail Stop Issue Fee  
Commissioner For Patents  
P.O. Box 1450  
Alexandria VA 22313-1450  
USA

## RESPONSE TO NOTICE OF ALLOWABILITY

Dear Sirs:

This is in response to the Notice of Allowability mailed on March 8, 2005.

We are in receipt of the Supplemental Notice of Allowability mailed March 8, 2005. It is noted that the allowed claims of 15-26 were a correction of typographical error. However, in the original Notice of Allowance mailed February 6, 2004 the allowed claims were 1-24 and 26. Please clarify which set of claims is acceptable.

Transmitted herewith is the following:

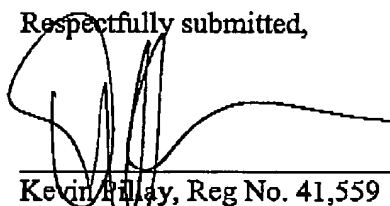
1. A copy of the Supplemental Notice of Allowability;
2. Transmittal Form.

V90012US\VAN\_LAW\1852861

Agent's Docket No.: V90012US

Should the Patent Office wish to telephone us, the call should be placed to Kevin Pillay at (604) 891-2256.

Respectfully submitted,



Kevin Pillay, Reg No. 41,559  
Agent for the Applicant

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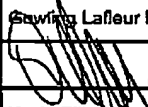
PTO/SB/21 (09-04)

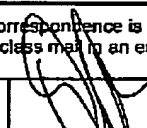
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/409,990
	Filing Date	September 30, 1999
	First Named Inventor	BEVAN, Stuart F.
	Art Unit	2877
	Examiner Name	Andrew Hwa S. Lee
Total Number of Pages in This Submission	Attorney Docket Number	V90012US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Letter in reply to Supplemental Notice of Allowability
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Gowling Lafleur Henderson LLP		
Signature			
Printed name	Kevin Pillay		
Date	March 29, 2005	Reg. No.	41,559

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Kevin Pillay
Date	March 29, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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Alexandria, Virginia 22313-1450  
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V90012 V.5

16338-215

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/409,990	09/30/1999	STUART F. BEVAN	8798111-8805	6213

20988 7590 03/08/2005  
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MONTREAL, QC H3A2Y3  
CANADA

EXAMINER

LEE, HWA S

ART UNIT PAPER NUMBER

2877

DATE MAILED: 03/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# **Notice of Allowability** **SUPPLEMENTAL**

Application No.

09/409,990

Examiner

Andrew Hwa S. Lee

Applicant(s)

BEVAN ET AL.

Art Unit

2877

**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address-**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to \_\_\_\_\_.
2. ☒ The allowed claim(s) is/are 15-26. *← correction of typographical error*
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## **Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

*Gregory J. Yodanis, Jr.*  
Supervisory Patent Examiner

U.S. Patent and Trademark Office  
PTOL-37 (Rev. 1-04)

Notice of Allowability

Part of Paper No./Mail Date 20050225